

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

MAZZETTA COMPANY, LLC,

Plaintiff,

-against-

ANCHOR FROZEN FOOD CORP.,

Defendant.

ROSS, United States District Judge:

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05 CV 5224 (ARR)

NOT FOR
PUBLICATION

OPINION AND ORDER

The court has received the Report and Recommendation on the instant case dated May 26, 2006 from the Honorable Robert M. Levy, United States Magistrate Judge. No objections have been filed. Having conducted a de novo review of the record, the court hereby adopts the Report and Recommendation, in its entirety, as the opinion of the court pursuant to 28 U.S.C. § 636(b)(1). Accordingly, the court grants plaintiff's motion for default judgment. The court orders that defendant shall be permanently enjoined from using the marks ACARA and ACARA PESCA. In addition, the court orders that judgment be entered against defendant for \$10,738.55 in attorneys' fees and costs.

SO ORDERED.

Allyne R. Ross

Allyne R. Ross
United States District Judge

Dated: May 26, 2006
Brooklyn, New York

SERVICE LIST:

Counsel for Plaintiff:

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Defendant:

Anchor Frozen Foods Corp.
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cc: Magistrate Robert M. Levy